IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.1162 OF 2003

The State of Maharashtra ...Appellant

vs.

Popat Sandipan Shinde ...Respondent

Mr.A.S.Shitole, A.P.P. for State
None for the Respondent.

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 27,2006.

P.C.:

1. Heard learned A.P.P. on grant of leave. The acquittal of the Respondent is for offence punishable under section 376-B of the Indian Penal Code. According to the prosecutrix the offence alleged is for the period between September 1998 to February 1999. According to the prosecutrix a child was born to her on 2nd September 1999. F.I.R. was lodged on 31st May 2001. This is not a case where the prosecutrix was a minor. The prosecutrix was working as a Government employee. Considering the gross delay in filing the complaint and the fact that till May 2000, the prosecutrix and the Respondent were maintaining very cordial relations, order of acquittal has been passed by the Trial Court.

2. No case is made out for grant of leave. Appeal is dismissed.

JUDGE